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Security Council

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Angola, Egypt, France, Japan, Malaysia, New Zealand, Senegal, Spain, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America and Bolivarian Republic of Venezuela: draft resolution

The Security Council,

Recalling its previous resolutions, in particular resolutions 2226 (2015), 2260 (2016) and 2283 (2016), and the statements of its President relating to the situation in Côte d'Ivoire, resolution 2239 (2015) on the situation in Liberia and resolution 2227 (2015) on the situation in Mali,

Taking note of the special report of the Secretary-General of 31 March 2016 (S/2016/297) as well as the report of 8 December 2015 of the Secretary-General (S/2015/940),

Taking note of the views expressed by the Government of Côte d'Ivoire regarding the recommendations of the special report of the Secretary-General (S/2016/297) during the meeting of the Security Council of 12 April 2016,

Reaffirming its strong commitment to the sovereignty, independence, territorial integrity and unity of Côte d'Ivoire and recalling the principles of good-neighbourliness, non-interference and regional cooperation,

Recalling that the Government of Côte d'Ivoire bears primary responsibility for ensuring peace, stability and the protection of civilians in Côte d'Ivoire,

Welcoming the remarkable progress made by Côte d'Ivoire to achieve lasting peace and stability, as well as economic prosperity, and *commending* the leadership of the President of Côte d'Ivoire as well as the commitment of all Ivoirians in this regard,

Commending Côte d'Ivoire for the successful holding of the presidential election on 25 October 2015 as a critical milestone in consolidating Côte d'Ivoire's long term peace and stability, and the people of Côte d'Ivoire for demonstrating their strong commitment to peace and democracy,

Welcoming the enhanced ongoing political dialogue among all political parties, *further welcoming* the important gestures made to this end by the Government of Côte d'Ivoire and the receptive spirit with which they have been received, and *encouraging* all political stakeholders to continue in this regard throughout the 2016 legislative election period and beyond,

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Emphasizing the crucial progress made by the people and Government of Côte d'Ivoire toward achieving national reconciliation and social cohesion, and *noting* the importance of the work achieved by the Commission dialogue, vérité et reconciliation (CDVR) as well as that being undertaken by the Commission nationale pour la reconciliation et l'indemnisation des victimes (CONARIV),

Welcoming the progress by the Ivorian security services, as demonstrated by the continued improvements in the security situation in Côte d'Ivoire, including along its border regions, *condemning* the attack of 2 December 2015 in Olodio, and *underscoring* the importance of continued cooperation between the Governments of Côte d'Ivoire and countries in the subregion, in particular Liberia, to address remaining security challenges,

Strongly condemning the terrorist attack of 13 March 2016 in Grand Bassam, *expressing* full support to the efforts of the Government of Côte d'Ivoire to ensure security and combat terrorism, in accordance with the Charter of the United Nations and other obligations under international law, including international human rights law, international refugee law and international humanitarian law, and *stressing* that terrorism can only be defeated by a sustained and comprehensive approach involving the active participation and collaboration of all States, and subregional, regional and international organizations to impede, impair, and isolate the terrorist threat,

Recognizing the continued improvement of the humanitarian situation, *welcoming* the resumption of the voluntary, safe and durable return of refugees to their places of origin in Côte d'Ivoire, and *noting* the challenges associated with such returns, including with respect to land tenure and inter-communal relations,

Welcoming the successful disarmament and demobilization of more than 60,000 former combatants, *underlining* the need for continued efforts by the Government of Côte d'Ivoire to include former combatants associated with the previous government as well as to commence sustainable reinsertion activities for the residual caseload of ex-combatants and the need to take into account the 2,000 former combatants currently in Liberia,

Commending the national security institutions for performing their statutory functions with greater understanding of their respective roles as well as enhanced capacity, and *welcoming* in this regard the adoption of the laws outlining the organization of the national defence and security forces for the period 2016-2020,

Reiterating the vital role of women in conflict resolution and peacebuilding, the importance of their equal participation and full involvement in all efforts for the maintenance and promotion of peace and security and their key role in re-establishing the fabric of societies recovering from conflict,

Welcoming the improvement of the human rights situation, while *expressing its concern* about the continued reports of human rights violations and abuses and violations of international humanitarian law, including against women and children, in particular sexual violence, and *stressing* the importance of investigating and prosecuting such alleged violations and abuses,

Welcoming national and international efforts to bring to justice alleged perpetrators of violations and abuses of human rights and of violations of international humanitarian law in Côte d'Ivoire,

Commending the African Union, the Economic Community of West African States (ECOWAS) and the Mano River Union for their efforts to consolidate peace and stability in Côte d'Ivoire and the subregion, and *encouraging* them to continue to support the Ivorian authorities in addressing key challenges, especially the underlying causes of recent conflict and insecurity in the border area, including the movement of armed elements and weapons, and promoting justice and national reconciliation,

Welcoming Côte d'Ivoire's ratification of the 1954 and 1961 Conventions on Statelessness and the steps being taken to revise its nationality laws, *welcoming* the important steps being taken by ECOWAS member states to address statelessness, and *recalling* the Secretary-General's decision on Durable Solutions and expressing support for the implementation of the national durable solution strategy for IDPs,

Expressing its deep appreciation for the work of the United Nations Operation in Côte d'Ivoire (UNOCI) and its overall contribution to the maintenance of peace and security in Côte d'Ivoire since its establishment in 2004, and *commending* the contribution of troop- and police-contributing countries and donors to UNOCI,

Mindful of its primary responsibility for the maintenance of international peace and security under the Charter of the United Nations,

Acting under Chapter VII of the Charter of the United Nations,

National reconciliation and social cohesion

1. *Commends* the crucial progress achieved in pursuing and strengthening national reconciliation and social cohesion, *stresses* that the forthcoming constitutional review referendum provides an important opportunity for all Ivoirians to achieve a shared sense of nation and to address the underlying causes of tension and conflict, including with respect to land tenure, nationality and identity, *calls upon* the Government of Côte d'Ivoire to ensure the full inclusiveness of the constitutional review process, and *calls upon* all Ivorian stakeholders, including political parties, civil society and the media, to continue to work together to consolidate national reconciliation and social cohesion;

2. *Commends* all political stakeholders for contributing to the creation of the prevailing normalized political environment conducive to political dialogue, and *calls upon* the Government of Côte d'Ivoire as well as all political parties, civil society and the media to continue to foster an environment of political inclusion over the coming years;

3. *Reaffirms* the importance of the Government of Côte d'Ivoire continuing its efforts to prevent and mitigate violence, including inter-communal tensions, by seeking a broad national consensus on addressing effectively national identity and land tenure issues;

Security Institutions

4. *Calls upon* the Government of Côte d'Ivoire to continue to prioritize the complete implementation of its national security sector reform strategy adopted in September 2012 and updated in 2014, and to take forward critical reforms regarding the training and equipment of the police and gendarmerie, improved monitoring and management of weapons, including through the registration of arms and related

lethal materiel and improvement of armouries, cohesion within the security forces as well as the streamlining of security structures, and of measures to enhance confidence within and between the security forces and the population, and *encourages* the international community to consider providing assistance to the Government of Côte d'Ivoire for such efforts;

5. *Underscores* the continued importance of further enhancing the role of the police and gendarmerie in public order tasks, including by equipping the police and gendarmerie with standard policing weapons and ammunition as well as promoting effectiveness through relevant decentralization and ensuring sustainable budget allocations;

6. *Reiterates* the need for the Government of Côte d'Ivoire to accelerate efforts to develop and implement sustainable reintegration opportunities to address the residual caseload of former Ivorian combatants, including those currently in Liberia, with a view to ensuring their sustainable social and economic reintegration into Ivoirian society;

7. *Welcomes* the continued cooperation between, and the conduct of coordinated activities by UNOCI and the defence and security forces of Côte d'Ivoire, including the Forces Républicaines de Côte d'Ivoire (FRCI), *underlines* the renewed importance of such cooperation as UNOCI draws down and fully transitions its security responsibilities to the Government of Côte d'Ivoire, *reiterates* the importance for the Government of Côte d'Ivoire to ensure strict adherence by the defence and security forces, including the FRCI, to international humanitarian, human rights and refugee laws and in this context, *recalls* the importance of training in human rights, child protection and sexual- and gender-based violence for all of Côte d'Ivoire's security and law-enforcement agencies;

Human rights and rule of law

8. *Reiterates* its call upon the Government of Côte d'Ivoire to ensure in the shortest possible time frame that, irrespective of their status or political affiliation, all those responsible for serious violations and abuses of human rights and violations of international humanitarian law, including those committed during and after the post-electoral crisis in Côte d'Ivoire, are brought to justice in accordance with its international obligations, and *urges* the Government to continue its cooperation with the International Criminal Court;

9. *Calls upon* the Government of Côte d'Ivoire to increase and expedite its efforts to combat impunity and ensure equitable and independent justice without discrimination, and *encourages* the Government of Côte d'Ivoire to further strengthen the rule of law, including through the promotion of an enabling environment to ensure that the work of the Ivorian judicial system is impartial, credible, transparent and consistent with internationally agreed standards;

10. *Emphasizes* the importance of the work conducted by the National Commission of Inquiry, the CDVR and the CONARIV, to lasting reconciliation in Côte d'Ivoire, *encourages* the Government of Côte d'Ivoire to publish the final report and recommendations of the CDVR to contribute to such reconciliation, *welcomes* the work of the Special Investigation and Examination cell, and *encourages* the Government to continue to provide it with the support it needs to conduct its investigations;

11. *Welcomes* the work of the National Human Rights Commission, *underscores* the importance of its independence and its compliance with the Paris Principles related to the work of National Human Rights institutions and *calls* on the Government of Côte d'Ivoire to strengthen this Commission, and all Ivoirian stakeholders, including civil society, to cooperate with it;

12. *Calls on* those responsible to cease committing acts of sexual and gender-based violence immediately, and *calls upon* the Government of Côte d'Ivoire to strengthen implementation of its 2014 national strategy to combat sexual- and gender-based violence;

UNOCI mandate

13. *Endorses* the Secretary-General's withdrawal plan, including phased force reductions, as recommended in his special report of 31 March 2016 (S/2016/297), and, taking into account the security conditions on the ground following the successful conclusion of the presidential election of 25 October 2015 and the overall progress made in Côte d'Ivoire, including with respect to the capacity of the Government of Côte d'Ivoire to take over UNOCI's security role, *requests* the Secretary-General to implement this plan, in close cooperation with the Government of Côte d'Ivoire and all relevant stakeholders;

14. *Decides* that the mandate of UNOCI as set out in paragraphs 15 and 18 below shall be extended for a final period until 30 June 2017;

15. *Decides* that until 30 April 2017, the mandate of UNOCI shall be the following:

(a) Protection of civilians

– To support the Ivorian security forces to protect civilians in the event of a deterioration of the security situation that could risk a strategic reversal of peace and stability in the country, taking into account UNOCI's reduced capabilities and areas of deployment;

(b) Political support

– To provide, by the Special Representative of the Secretary-General, political facilitation and political support for the efforts of the Ivorian authorities to address the root causes of the conflict and consolidate peace and stability in Côte d'Ivoire, including in the priority areas of the Security Sector Reform (SSR), reconciliation at both the national and local levels as well as social cohesion, and the reinsertion of the residual caseload of former combatants, and if needed, to assist the Ivorian authorities in the mitigation of any public incidents of incitement to hatred or violence;

(c) Support to security institutions and border-related challenges

– To advise and support the Government in implementing its national strategy on SSR, including through operational- and command-level advice and mentorship to the defence and security forces of Côte d'Ivoire, as appropriate, including on the monitoring and management of weapons, and within UNOCI's reduced capabilities and in close coordination with bilateral and multilateral partners;

– To support the Government in addressing border security challenges, notably with Liberia, consistent with its protection of civilians mandate, and to this end, to continue to coordinate closely with the United Nations Mission in Liberia (UNMIL);

– To liaise with the FRCI in order to promote mutual trust among all elements composing the FRCI;

(d) Support for compliance with international humanitarian and human rights law

– To contribute to the promotion and protection of human rights in Côte d'Ivoire, including through early warning activities and in close coordination with the Independent Expert established under the Human Rights Council's resolution A/HRC/RES/17/21, and to monitor, help investigate, and report to the Security Council on abuses and violations of human rights and violations of international humanitarian law in order to prevent such abuses and violations and contribute to ending impunity;

– To support efforts by the Ivoirian authorities to strengthen the Ivoirian national capacities to promote and protect human rights, with special attention to grave violations and abuses committed against children and women;

(e) Support for humanitarian assistance

– To facilitate, as necessary and within UNOCI's reduced capabilities, the provision of humanitarian assistance and to support the Ivorian authorities in preparing for the voluntary, safe and sustainable return of refugees and internally displaced persons in cooperation with relevant humanitarian organizations, and in creating security conditions conducive to it;

(f) Public information

– To continue to use UNOCI's broadcasting capacity, through ONUCI FM, to contribute to the overall effort to promote sustainable peace, as well as to provide information about the ongoing transformation of the United Nations' engagement in Côte d'Ivoire;

(g) Protection of United Nations personnel

– To protect United Nations personnel, installations and equipment, and ensure the security and freedom of movement of United Nations personnel;

16. *Authorizes* UNOCI until 30 April 2017 to use all necessary means to carry out its mandate, as set forth in paragraph 15 above, within its capabilities and its areas of deployment;

17. *Requests* the Secretary General to complete by 30 April 2017 the withdrawal of all uniformed and civilian UNOCI components, other than those required for the Mission's mandate as described in paragraph 18 below;

18. *Decides* that from 1 May to 30 June 2017 the mandate of UNOCI shall be to complete the Mission's closure as described in paragraph 61 of the special report of the Secretary-General (S/2016/297) and to finalize the transition process to the Government of Côte d'Ivoire and the United Nations Country Team (UNCT), including through any remaining political facilitation that may be required;

19. *Encourages* UNOCI, the Government of Côte d'Ivoire, the UNCT, and bilateral and multilateral partners, as of the adoption of this resolution, to map the international community's support to Côte d'Ivoire, in particular regarding any residual functions currently provided by UNOCI which may be needed after the Mission's closure;

20. *Requests* UNOCI to work closely with the UNCT and its component United Nations agencies, funds and programmes, to accelerate preparations for the closure of UNOCI by reinforcing programmatic cooperation for the transition of remaining mandated responsibilities, wherever relevant, and scaling up the activities and programming of the UNCT, including assistance on peace consolidation, to support the Government of Côte d'Ivoire to strengthen the capacity of its institutions, particularly as regards refugee returns, security reforms, human rights, and social cohesion, *requests* the United Nations Office for West Africa and the Sahel (UNOWAS) to make available its good offices, as necessary, to the Government of Côte d'Ivoire and the future United Nations Resident Coordinator, and *encourages* the international community, including bilateral and multilateral donors to assist the activities of the UNCT;

21. *Requests* UNOCI to ensure that any support provided to non-United Nations security forces is provided in strict compliance with the Human Rights Due Diligence Policy on United Nations support to non-United Nations security forces (HRDDP);

Force structure

22. *Decides* to decrease UNOCI's military component as outlined in paragraph 55 of the special report of the Secretary-General (S/2016/297), with the view to its complete withdrawal by 30 April 2017;

23. *Decides* to decrease UNOCI's police component as outlined in paragraphs 58 and 59 of the special report of the Secretary-General (S/2016/297), with the view to its complete withdrawal by 30 April 2017;

24. *Expresses continued support* for the mobile concept of operations of UNOCI's military component, and *requests* UNOCI to continue to update its configuration in this regard, with a view to focusing on the high-risk areas, especially in the west, as appropriate;

French Forces

25. *Decides* to extend until 30 June 2017 the authorization that the Security Council provided to the French Forces in order to support UNOCI, within the limits of their deployment and their capabilities;

26. *Urges* all parties to cooperate fully with the operations of UNOCI and of the French Forces, which support it, in particular by ensuring their safety, security and freedom of movement with unhindered and immediate access throughout the territory of Côte d'Ivoire to enable them to fully carry out their mandates;

Regional and inter-mission cooperation

27. *Welcomes* the resumption of the regular meetings between the Governments of Côte d'Ivoire and Liberia regarding border challenges, and *calls on*

the Governments of Côte d'Ivoire and Liberia to continue reinforcing their cooperation, including through increased monitoring, information-sharing and coordinated actions, and to implement the shared border strategy to inter alia support the disarmament and repatriation of foreign armed elements on both sides of the border and the voluntary and safe repatriation of refugees as well as to address the root causes of conflict and tension;

28. *Affirms* the importance of inter-mission cooperation arrangements as UNMIL and UNOCI further downsize and UNOCI closes, *reaffirms* the inter-mission cooperation framework set out in its resolution 1609 (2005), and *reaffirms* its decision in its resolution 2162 (2014) that all UNOCI and UNMIL military utility helicopters shall be utilized in both Côte d'Ivoire and Liberia in order to facilitate rapid response and mobility, while not affecting the area of responsibility of either mission;

29. *Commends* inter-mission cooperation between UNOCI and the United Nations Multidimensional Integrated Stabilisation Mission in Mali (MINUSMA), and encourages both United Nations missions to continue in this direction as authorized by paragraph 26 of its resolution 2227 (2015);

30. *Welcomes* the continued operationalization of the quick reaction force established by resolution 2162 (2014) to implement UNOCI's mandate as defined in paragraph 15 of this resolution and to support UNMIL as defined in paragraph 31 of this resolution while recognizing that this unit will remain primarily a UNOCI asset, and *requests* the Secretary-General, in the context of inter-mission cooperation arrangements between UNMIL and UNOCI, to continue to maintain such a unit for a period of one year and within the authorized military strength of UNOCI;

31. *Authorizes* the Secretary-General to deploy this unit to Liberia, subject to the consent of the troop-contributing countries concerned and the Government of Liberia, in the event of a serious deterioration of the security situation on the ground in order to temporarily reinforce UNMIL with the sole purpose of implementing its mandate, and *stresses* that this unit should prioritize implementation of UNOCI's mandate in Côte d'Ivoire;

32. *Requests* the Secretary-General to inform the Security Council immediately of any deployment of this unit to Liberia and to obtain Security Council authorization for any such deployment for a period that exceeds 90 days;

33. *Welcomes* the intention of the Secretary General as stated in paragraph 56 of his special report (S/2016/297) to develop recommendations for the quick reaction force unit beyond the lifecycle of UNOCI further to its original concept, and in this regard *looks forward* to his specific proposals in his forthcoming reports on MINUSMA and UNMIL;

34. *Calls upon* all United Nations entities in Côte d'Ivoire and Liberia, including all relevant components of UNOCI and UNMIL, within their respective mandates, capabilities and areas of deployment, to enhance their support for the stabilization of the border area, including through continued inter-mission cooperation in support of the Ivorian and Liberian authorities and support for implementing regional security strategies, including those of the Mano River Union and ECOWAS;

35. *Calls upon* all Member States, notably West Africa, Sahel and Maghreb States, as well as regional, bilateral and multilateral partners, to enhance their coordination to develop inclusive and effective strategies to combat in a comprehensive and integrated manner the activities of terrorist groups operating in the region;

Reporting

36. *Requests* the Secretary-General to keep the Council regularly informed of the situation in Côte d'Ivoire, and to provide to it a report by 31 January 2017 on the implementation of the mandate of UNOCI and its phased drawdown, including an update on the continued transition of the security responsibilities to the Government of Côte d'Ivoire, and an oral briefing by 30 June 2017 on the completion of UNOCI's mandate and its closure;

37. *Decides* to remain seized of the matter.